

# DECLARATION, POWER OF ATTORNEY, AND PETITION

As below-named inventors, we hereby declare that:

Our residence, post office address and citizenships are as stated below next to our names;

We verily believe ourselves to be the original, for first, and joint inventors of the invention titled "Improved Face Mask for Self Contained Breathing Apparatus", which is disclosed and claimed in the attached specification;

We have read and understood the contents of the specification, including the claims, in the application, attached hereto, as amended by any amendment specifically referred to in this declaration;

We do not know and do not believe that the invention was ever known or used in the United States before our invention thereof, or patented or described in any printed publication in any country before our invention thereof, or more than one year prior to said application; or in public use or on sale in the United States more than one year prior to said application;

We acknowledge our duty to disclose information we are aware of which is material to the examination of the said application in accordance with Section 1.56(a);

The invention has not been patented or made the subject of an inventor's certificate issued before the date of said application in any country foreign to the United States on an application filed by us or our legal representatives or assigns more than twelve months prior to said application; and, as to applications for patents or inventor's certificate on the invention filed in any country foreign to the United States of America, prior to said application by us or our legal representatives or assigns

X no such applications have been filed, or

such applications have been filed as follows:

Country	Appln no.	Filing Date	Issue Date	Priority Claimed
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**Power of Attorney:** As named inventors, we hereby appoint the following attorney to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

JAMES B. MIDDLETON Reg. No. 26,484

P. O. Box 1968

Decatur, Georgia 30031-1968

Telephone: 404-377-5327

Facsimile: 404-377-5321

Wherefore we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the above identified application, and we hereby subscribe our names to said application as amended, and to this declaration, power of attorney, and petition.

Name of Inventor:	R. David Lewis	Craig Martin
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Residence:	U.S.A.	U.S.A.
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Citizenship:	U.S.A.	U.S.A.
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Post Office Address	1341 Smokerise Lane Auburn, Georgia 30203	5614 Fort Fisher Way Norcross, Georgia 30092
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We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signatures of Inventors



R. David Lewis

Aug 6, 1997  
Date



Craig Martin

AUG. 6, 1997  
Date

**DECLARATION OF JOINT INVENTORS CLAIMING SMALL ENTITY STATUS**

As a below named inventors, We hereby declare that we qualify as joint inventors as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States code, to the Patent and Trademark Office with regard to the invention entitled "Improved Face Mask for Self Contained Breathing Apparatus" described in the specification filed herewith.

We have not assigned, granted, conveyed or licensed, and are under no obligation under contract or law to assign, grant, convey or license any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which we have assigned, granted, conveyed or licensed or am under an obligation under contract or law to assign, grant, convey or license any rights in the invention is listed below:


International Safety Instruments, Inc.  
922 Hurricane Shoals Road  
Lawrenceville, Georgia 30043

We hereby acknowledge the duty to file, in this application for patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. [37 CFR 1028(b)].

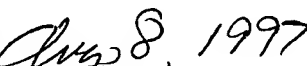
We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.


INVENTOR: R. David Lewis

INVENTOR: Craig Martin

  
\_\_\_\_\_  
Signature of Inventor

  
\_\_\_\_\_  
Signature of Inventor

  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Date

Attorney File: 1339.07.A

**DECLARATION OF SMALL BUSINESS CONCERN CLAIMING SMALL ENTITY STATUS**

I hereby declare that I am an official of the small business concern identified below, and am empowered to act on behalf of the said small business:

International Safety Instruments, Inc.  
922 Hurricane Shoals Road  
Lawrenceville, Georgia 30043,

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties control or have the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention **"Improved Face Mask for Self Contained Breathing Apparatus"** by the inventors, R. David Lewis and Craig Martin, described in the specification filed herewith.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any other person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

NONE

I acknowledge the duty to file, in this application for patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. [37 CFR 1.28(b)].

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.



Paul Hiltman, Engineering Manager

Date Aug. 6, 1997  
Attorney File 1339.07.A

08974341-087497

71634 U.S. PTO



08/14/97

60614 U.S. PTO

08/911341



08/14/97

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
RECORDATION OF ASSIGNMENT OF PATENT

Commissioner of Patents and Trademarks  
Washington, D. C. 20231

Sir:

Enclosed for recording is an assignment, the details of which are as follows:

PARTY CONVEYING INTEREST: R. David Lewis and Craig Martin, the original inventors named in the application.

PARTY RECEIVING INTEREST: International Safety Instruments, Inc., a Georgia Corporation, 922 Hurricane Shoals Road, Lawrenceville, Georgia 30043.

INTEREST CONVEYED: Entire Interest.

PROPERTY ASSIGNED: Patent application executed on August 6, 1997, titled "Improved Face Mask for Self Contained Breathing Apparatus".

CORRESPONDENCE TO:

James B. Middleton  
P. O. Box 1968  
Decatur, Georgia 30031-1968

NUMBER OF PROPERTIES IDENTIFIED: 1

DATE OF EXECUTION OF ASSIGNMENT: August 6, 1997.

RECORDING FEE: A check in the amount of \$40.00 is enclosed to cover the recording fee. Any additional fees may be charged to Deposit Account No. 13-3160.

I hereby certify that the information contained on this cover sheet is true and

10/31/1997 BAILEY AND ASSOCIATES, P.C. 08/14/97 40.00 DP  
01 FC:581

Date:

August 13, 1997

Telephone: 404-377-5327

Attorney Docket: 1339.07.A

James B. Middleton  
Reg. No. 26,484

ASSIGNMENT

WHEREAS, R. David Lewis and Craig Martin, both citizens of the United States of America, hereinafter referred to as ASSIGNORS, are the joint inventors of "Improved Face Mask for Self Contained Breathing Apparatus" for which an application for Letters Patent of the United States is about to be filed;

WHEREAS, International Safety Instruments, Inc., a corporation organized and existing under the laws of the State of Georgia, having its principal place of business at Lawrenceville, Georgia, hereinafter referred to as ASSIGNEE, desires to acquire an interest in the invention;

NOW THEREFORE, for and in consideration of the sum of Five Dollars (\$5.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, ASSIGNORS by these presents do sell, assign and transfer to said ASSIGNEE all their right, title and interest in and to said invention, and ASSIGNORS specifically assign, sell and transfer to ASSIGNEE all their right to the patent application executed on August 6<sup>th</sup>, 1997, including the right to claim priority in said application.

For the same consideration, ASSIGNORS hereby agree to sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths, and generally to do all things and sign all papers necessary to aid ASSIGNEE, its successors, transferees and assigns to obtain and enforce protection for said invention throughout the world.

039444-034497

IN WITNESS WHEREOF, ASSIGNORS have hereunto set their hands  
and seals on this 6<sup>th</sup> day of August, 1997.

R. David Lewis

R. David Lewis

Craig Martin

Craig Martin

STATE OF GEORGIA :  
                              : SS  
COUNTY OF GWINNETT:

Sworn to and subscribed before me, on this 6<sup>th</sup> day of  
August, 1997.

( S E A L )

Jeannette Callaway

Notary Public

My commission expires \_\_\_\_\_

Notary Public, Gwinnett County, Georgia  
My Commission Expires July 25, 2001